

### CITY OF DIAMONDHEAD, MISSISSIPPI RESOLUTION OF AUTHORIZATION

**RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF DIAMONDHEAD, APPROVING A MEMORANDUM OF UNDERSTANDING WITH THE MISSISSIPPI TRANSPORTATION COMMISSION DULY AUTHORIZED BY MISSISSIPPI DEPARTMENT OF TRANSPORTATION ESTABLISHING THE AGREED CONDITIONS UNDER WHICH THE CITY OF DIAMONDHEAD MAY UTILIZE SURFACE TRANSPORTATION PROGRAM FUNDS AND FURTHER TO AUTHORIZE THE CITY MANAGER TO EXECUTE SAID MEMORANDUM OF UNDERSTANDING.**

**WHEREAS,** The City of Diamondhead has applied for and been granted Surface Transportation Program funds for a Traffic Circulation Study available through the Mississippi Transportation Commission, a body Corporate of the State of Mississippi acting by and through the duly authorized Executive Director of the Mississippi Department of Transportation (MDOT), and

**WHEREAS,** the Mississippi Transportation Commission has presented for signature by the City Manager a Memorandum of Understanding establishing the agreed conditions under which the City may utilize the funds.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DIAMONDHEAD, MISSISSIPPI, AS FOLLOWS:**

**Section 1.** That all of the findings of fact made and set forth in the preamble to this resolution shall be and the same are hereby found, declared, and adjudicated to be true and correct.

**Section 2.** That the Mayor and City Council have approved and accepted the Memorandum of Understanding establishing the agreed condition under which the City may utilize the funds.

**Section 3.** That the City Manager is hereby authorized and directed to execute any and all documents as may be necessary in order to consummate the transaction contemplated by the resolution and upon execution, each of the documents and certificates shall be legal, valid, and binding obligations of the Municipality enforceable in accordance to the terms provided therein.

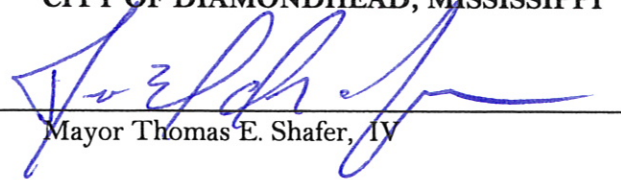
Councilmember Rech moved, Councilmember Lopez seconded the seconded the motion, to adopt the foregoing Resolution and after the same had been read and considered section by section and put to a roll call vote, the results was as follows:

Councilmember Lopez	voted	<u>Yea</u>
Councilmember LaFontaine	voted	<u>Yea</u>
Councilmember Sislow	voted	<u>Yea</u>
Councilmember Rech	voted	<u>Yea</u>
Councilmember Knobloch	voted	<u>Yea</u>
Mayor Schafer	voted	<u>Yea</u>

The motion having received the foregoing vote of the Governing Body, the Mayor declared the motion carried and the Resolution adopted, on this the 21st day of July, 2015.

**CITY OF DIAMONDHEAD, MISSISSIPPI**

  
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Kristin Ventara, City Clerk

  
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Mayor Thomas E. Shafer, IV

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